



IAP04Rec'd PCT 19 JUN 2008

File No. 049318-0005

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Re:  
Applicant: SPARKES, VERNON W. Group Art Unit: 3611  
Serial No: 10/595,982 Examiner: not known  
International Filing Date: December 6, 2004  
For: "PIVOTING HITCH ASSEMBLY"

Honourable Commissioner of Patents  
and Trademarks,  
Arlington, VA,  
U.S.A.

Sir :

**MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES  
DESIGNATED/ELECTED OFFICE (DO/EO/US)**

In response to the Notification of Defective Requirements mailed on June 3, 2008, please find enclosed:

1. A copy of the Notice;
2. A Declaration in compliance with §1.497(a) and (b) signed by the inventors and identifying the application by the International Application Number and Filing Date.
3. A Declaration by Dr. William Shaw, being added as an inventor, declaring that the failure to list him as an inventor occurred without deceptive intent on his part.
4. A Power of Attorney form executed by Dr. W. Shaw.
5. An Information Disclosure Statement by the Applicant.

The declaration lists an inventive entity different from the inventive entity set forth in the international application and is in compliance with §1.497(d) and (f) for filing an oath or declaration pursuant to 35 USC 371(c)(4). Please add Dr. William Shaw as an inventor.

06/20/2008 GFREY1 00000092 10595982

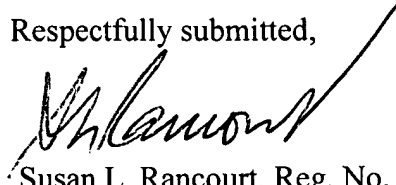
01 FC:1618  
02 FC:2617

130.00 OP  
65.00 OP

Please find enclosed a cheque in the amount of one hundred and ninety five dollars (\$195 US) for payment of the surcharge of sixty five dollars (\$65 US) and one hundred and thirty dollars (\$130 US) for the processing fee set forth in §1.17(i). The Commissioner is also hereby authorized to charge any additional fees which may be required, or credit any overpayment associated with this submittal to our Deposit Account No. 50-4138.

Favourable consideration is respectfully requested.

Respectfully submitted,

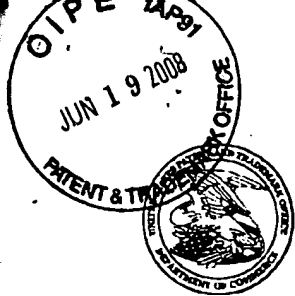


Susan L. Rancourt, Reg. No. 56,016

Date: June 18, 2008

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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/595,982	VERNON W. SPARKES	52922-11

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Heenan Blaikie  
Entered

JUN 11 2008

Out to \_\_\_\_\_  
Diary Date \_\_\_\_\_

INTERNATIONAL APPLICATION NO.	
PCT/CA04/02102	
I.A. FILING DATE	PRIORITY DATE
12/06/2004	01/21/2004

CONFIRMATION NO. 1264  
371 FORMALITIES LETTER



Date Mailed: 06/03/2008

NOTIFICATION OF DEFECTIVE RESPONSE

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- Indication of Small Entity Status
- Priority Document
- Copy of the International Application filed on 05/23/2006
- Copy of the International Search Report filed on 05/23/2006
- Copy of IPE Report filed on 05/23/2006
- Preliminary Amendments filed on 05/23/2006
- Small Entity Statement filed on 05/23/2006
- U.S. Basic National Fees filed on 05/23/2006
- Priority Documents filed on 05/23/2006
- Power of Attorney filed on 11/19/2007
- Specification filed on 05/23/2006
- Abstracts filed on 05/23/2006
- Drawings filed on 05/23/2006

Applicant's response filed 11/19/2007 is hereby acknowledged. The following requirements set forth in the NOTIFICATION of MISSING REQUIREMENTS mailed 01/22/2008 have not been completed.

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- Surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 was not received.

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$65** for a Small Entity:

- **\$65** Surcharge.

**Applicant is required to complete the response within a time limit of ONE MONTH from the date of this Notification or within the time remaining in the response set forth in the Notification of Missing Requirements, whichever is the longer. No extension of this time limit may be granted under 37 CFR**

**1.136, but the period for response set in the Notification of Missing Requirements may be extended under 37 CFR 1.136(a).**

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.  
<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at **1-866-217-9197** or visit our website at <http://www.uspto.gov/ebc>.

**If you are not using EFS-Web to submit your reply, you must include a copy of this notice.**

PATRICIA A BOOKER

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